

Request for City Council Committee Action

Date:

June 24, 2003

To:

The Honorable Lisa Goodman, Chair, Community Development Committee

Prepared or Submitted by: Jennifer Bever, Principal Planner - East Sector, 673-3859

Approved by:

Charles Ballentine, Planning Director/

Subject:

Northeast Minneapolis Arts District

Presenters in Committee:

Jennifer Bever, Planning Department; Mary Altman, Arts

Commission and Cultural Affairs; Gail Manning, Inspections; Chief Tom Deegan, Fire Department; Sharrin Miller-Bassi, MCDA; Dennis Morris, Public

Works

Recommendation

Receive & File Status Report

	ncial Impact (Check those that apply)
X	No financial impact (If checked, go directly to Background/Supporting Information)
A	action requires an appropriation increase to the Capital Budget
	action requires an appropriation increase to the Operating Budget
<i>F</i>	action provides increased revenue for appropriation increase
	Action requires use of contingency or reserves
(Other financial impact (Explain):

Background/Supporting Information

In December 2002, the City Council passed Resolution 2002R-458 establishing the Northeast Minneapolis Arts District. The district was created as part of a strategy identified in the Northeast Arts Action Plan to support and maintain the area as a long-term location for the local Northeast arts community. The Northeast Arts Action Plan was developed through the efforts of the Northeast Minneapolis Arts Association

(NEMAA) and is step one in a fifteen-year framework; the recommendations made within the plan have a five-year timeframe. The boundaries of the Northeast Minneapolis Arts District are as follows: Central Avenue NE to the Mississippi River and 26th Avenue NE to Broadway Avenue NE.

The City Council resolution directed multiple City departments to study the feasibility of implementing specific strategies from the Northeast Arts Action Plan regarding planning, zoning, building and fire code implications, public education strategies and signage and report back to the Council on the status of those items by July 2003.

Minneapolis Arts Commission & Cultural Affairs Strategy 1.6 – Create a concentration of public art - both permanent and temporary – in the Arts District

Status – In September of 2002, the City Council directed the Public Arts Administrator to commission a public art funding study analyzing current City of Minneapolis approaches to public art funding, comparing the City's approaches to other cities, and identifying a series of recommendations for how the City can be more strategic and effective in supporting and managing it's public art programs. This report, which was conducted by Jerry Allen & Associates, will be released to the Council and the Arts Commission at a joint June 27 study session.

In addition, the City is working with the local neighborhood groups to discuss the redevelopment of the Neighborhood Gateway at Central and Broadway, which is in poor condition.

Financial Implication for City: Not yet known.

Strategy 1.7 – Extend the City's percent-for-art requirement to include major private development in Northeast Minneapolis

Status – This issue is also being addressed as part of the public art funding report discussed above.

Financial Implication for City: Not yet known.

Strategy 3.1 - Create a City Cultural Plan

Status – In the Winter of 2003, Minneapolis Arts Commissioners met individually with Council Members and the Mayor to discuss their ideas for developing a City Cultural Plan. In May 2002, the McKnight Foundation committed \$40,000 to support a cultural planning process. Resources have also been committed from the Planning Department's budget to support this process. The Mayor's Office and the Division of Cultural Affairs are working to raise the additional \$30,000-\$35,000 needed. Plans are to kick off the Cultural Planning process in the fall of 2003, with the formation of

a community-based task force, and to complete the Cultural Plan in time to inform the Mayor's 2005 budget.

Financial Implication for City: \$25,000 identified in the Planning Department's budget.

Strategy 3.2 - Amend The Minneapolis Plan to expand the "Leisure and Culture"

Status - Arts Commission and Cultural Affairs will work in conjunction with Planning staff to amend The Minneapolis Plan once the City Cultural Plan is completed.

Financial Implication for City: None - within current staff duties.

Planning

Strategy 3.2 – Amend The Minneapolis Plan to expand the "Leisure and Culture" section

Status - Planning Department will prepare an amendment to The Minneapolis Plan to incorporate the strategies for the Northeast Minneapolis Arts District into the Leisure and Culture chapter once the City Cultural Plan is completed.

Financial Implication for City: None - within current staff duties.

Strategy 6.2 - Establish an Arts Overlay District in Northeast Minneapolis

Status - Staff determined that the current zoning in the Industrial Living Overlay District (ILOD) is sufficient to accommodate the development of arts spaces and arts-related uses. Future expansion of the ILOD for parcels currently zoned industrial can occur as the need presents itself.

Financial Implication for City: None – within current staff duties.

Inspections

Strategy 6.1 – Allow for easy temporary use permits for performances and exhibitions in NE properties

Status - This will be done to the extent that it is legal and safe. Both the Zoning section and Fire Department have created new temporary use policies. The Inspections Department has a history with the permitting of temporary uses. Generally, these uses are outdoors or with temporary tents. Inspections Department is involved with temporary gas and electric hook-ups. Inspections is not involved with site visits or building surveys as to the safety of buildings since State law requires licensed design professionals to perform these functions. Instead, the Fire Department is able to ascertain safety requirements for temporary uses based on their policies and staff.

Financial Implication for City: None – within current staff duties.

Strategy 6.3 – Ensure that property owners desiring to upgrade one or more of their buildings' systems are not required to bring every system up to code

Status – Remodeling and changes of use are treated differently under State law. Remodeling of the same use is generally easier than changing the use of a building. Generally, buildings are allowed to be maintained under the code under which they were built as long as there is not a life-safety hazard. New work must meet current codes. Changes of use require that the building be analyzed as to the safety of the new use for the building. For changes of use, State law requires the building owner or tenant to retain a licensed architect to perform a code analysis. Buildings in Northeast will not be treated differently from other buildings. Inspections has trained individuals familiar with unique building conditions who can act as point persons for the Northeast community.

New building codes were adopted by the State on March 31, 2003. In some situations, these codes will be more lenient for existing buildings. In other cases, the new code is more stringent, especially, for example, in the requirement for sprinkler systems. It is obvious that all buildings and building owners in the City will be treated consistently in the enforcement of these codes. Inspections can be of assistance to the artists in Northeast by offering workshops on the code implications for their project types. Council Members Ostrow and Biernat hosted a Town Meeting in February 1999 at Logan Park Community Center that included an informational session on zoning and inspections requirements.

Financial Implication for City: Public education such as an annual daytime or evening informational session provided off-site does not have significant cost implications for the City.

Fire Department

Strategy 6.1 – Allow for easy temporary use permits for performances and exhibitions in NE properties

Status:

Temporary uses of existing buildings for performance and exhibitions will be allowed to the extent that it is legal and in compliance with the requirements of the Minnesota State Fire Code. The Minneapolis Fire Department has a policy in place to address these events. The Fire Department prevention staff are trained and have legal authority in the fire code to do site visits, fire code inspections, fire suppression system code analysis, and approval of such systems based on design professionals submittals. References in the policy direct the applicant to the necessary divisions for other required permits. This has worked successfully since its inception.

Financial Implications for the Fire Department:

With the staff reductions in the Fire Department, we can not provide this service without recovering costs in the permitting process. A total cost analysis requires more information for the projected number of requests per year and the scope of the detail for the events.

Strategy 6.3 – Ensure that property owners desiring to upgrade one or more of their buildings' systems are not required to bring every system up to code

Status:

Any time a change of use or occupancy is requested, that change is handled by the Building Division. All existing buildings, residential four-plex's and above and all commercial buildings are required to be inspected by the Fire Department for fire code violations. This is accomplished with Fire Inspections staff and suppression staff doing building familiarizations. This type of request calls for an in-depth analysis of the fire code, including National Fire Protection Association (NFPA) standards as referenced in the Minnesota fire code. The Minnesota State Fire Code as adopted by City of Minneapolis is enforced in all applicable buildings.

Financial Implication for the Fire Department:

The Minneapolis Fire Department has four field inspectors for fire code enforcement in existing buildings. There are no personnel that could be made available to guide permit applicants through a permitting process. Staff positions were eliminated due to budget reductions consequently we have no staff that may be available to conduct workshops to assist applicants through a process. If Fire Department participation is required, funding for additional FTEs will be required to handle the additional workload.

MCDA

Strategy 1.7 – Extend the City's percent-for-art requirement to include major private development in Northeast Minneapolis

Status - MCDA will implement the policy on development proposals involving a request for public assistance to the extent financial resources are available to fund the art component. The Agency will coordinate design and review of the art component with NEMAA, the community and other stakeholders and jurisdictions.

Financial Implication for City: It is not anticipated that a 1% art component will have a significant impact on most developments. Any cost implication would be identified on a case-by-case basis. Implementation of an art component would not significantly increase the administrative costs related to most redevelopment projects.

Strategy 2.5 – Develop a program of grants and loans for arts space rehabilitation through MCDA

Status – MCDA will develop an inventory of financing tools which may be applied to arts related development. The inventory will summarize opportunities for the restrictions on the use of the identified tools and procedures for accessing the funds. MCDA will compile a descriptive list or case studies of completed arts-related projects. The inventory will identify financing structure and other technical components that may be applied to future arts projects. MCDA will assist NEMAA in packaging this information with other procedural tools being created and will be available to provide guidance to arts-related development on a case-by-case basis.

Financial Implication for City: None - within current staff duties.

Public Works

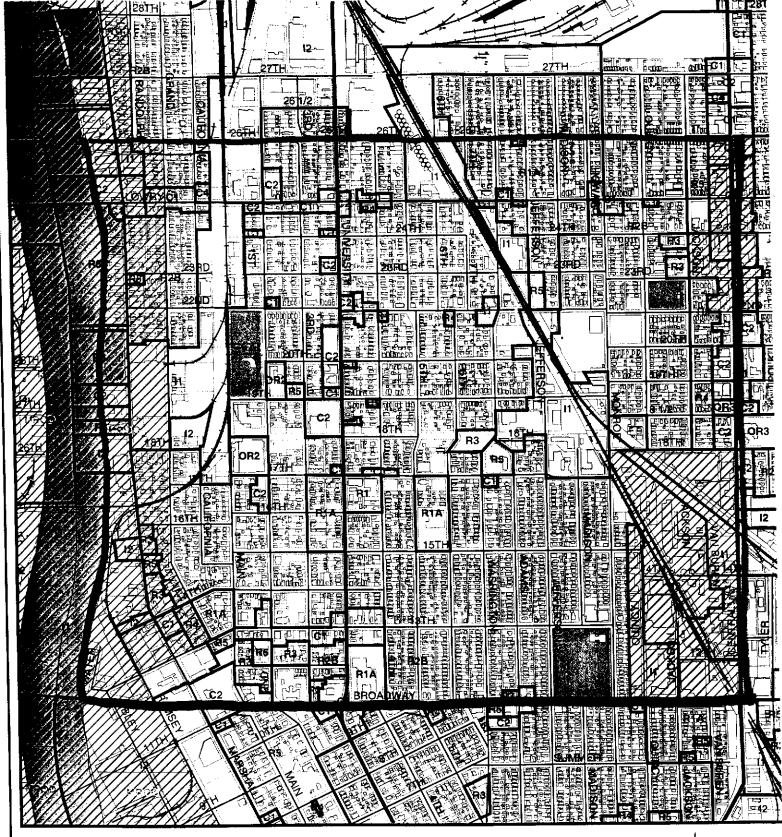
Strategy 1.2 - Develop graphics and signage system to establish identity of district

Status – With information provided by City staff, NEMAA will create a visual signage plan that conforms to existing signage ordinances and public works policy. City staff will assist NEMAA in locating space on City infrastructure that does not conflict with existing signage locations. NEMAA must obtain the services of a licensed, bonded sign hanger for banner installation and obtain the proper City permits for sign and banner installations. Installation and ongoing maintenance of signs and banners will be the responsibility of NEMAA.

Financial Implication for City: Minimal.

Attachments:

- Map delineating boundaries of Northeast Arts District and current zoning
- Resolution 2002R-458
- Minneapolis Fire Department Temporary Assembly or Amusement Occupancies Policy
- Matrix showing applicable Northeast Arts Action Plan strategies and City Department involvement





City of Minneapolis Planning Department

Northeast Arts District Zoning Districts



Nation

The City of Minneapolis provides access to geospatial data and applications to City staff and resignated external individuals and approximately for the conduct of City business only

Fhis application and the data products it produces should be used in accordance with all applicat City policies and regulations regarding appropriate use of lacilities and computer resources, and the computer of the computer of the composition will be only that as

The date and applications are provided as working loots only. While they are the best available resources for the stated purpose, he user is advised that there may be problems with data out accuratey. The user is advised to need and understand the instructions for the application and a country. The

9616

REF: COMMUNITY DEVELOPMENT and PS&RS, T&PW, & Z&P

(See Rep)

NO:

268411

PETITION

FROM:

COMMUNITY DEVELOPMENT AGENCY, MINNEAPOLIS (MCDA)

Northeast Minneapolis Arts District: Establish district.

CUPY

Presented to City Council,

Friday, December 13, 2002

City Clerk



Request for City Council Committee Action From Council Member Paul Ostrow

Date: November 7, 2002

To: Community Development Referral to: Zoning & Planning;

Transportation & Public Works; Public Safety & Regulatory Services

Subject: Resolution Establishing Northeast Minneapolis Arts District

Recommendation: Recommend approval of the resolution.

Previous Directives: This recommendation was approved by the Minneapolis Arts Commission on November 20, 2002.

Prepared by: Mary Altman, Public Arts Administrator, Planning Department
Approved by: Council President Paul Ostrow
Presenters in Committee: Mary Altman and Joe Holladay, Northeast Minneapolis Arts Association

Financial Impact (Check those that apply)	
X No financial impact - or - Action is within current department budget.	
(If checked, go directly to Background/Supporting Information)	
Action requires an appropriation increase to the Capital Budget	
Action requires an appropriation increase to the Operating Budget	
Action provides increased revenue for appropriation increase	
Action requires use of contingency or reserves	1
Other financial impact (Explain):	İ
Request provided to the Budget Office when provided to the Committee Coordinator	

Community Impact (use any categories that apply)

Neighborhood Notification: A memo was sent to all of the neighborhood organizations in the proposed district. Neighborhood representatives were also involved in planning the Northeast Arts Action Plan.

City Goals: 4 and 6.

Comprehensive Plan: 6.3, 6.5, 6.6 Zoning Code: To Be Determined.

Other: None

Background

(See Attached Resolution and Executive Summary, Northeast Arts Action Plan. Sent under separate cover.)

Schedule for Commission and Council Review Resolution Establishing Northeast Minneapolis Arts District

Minneapolis Arts Commission Presenter: Lorrie Stromme

Wednesday, November 20, 5:30 p.m.

Minneapolis Planning Commission C.O.W., Presenter: Mary Altman

Thursday, December 5, 4:30 p.m.

Community Development Committee

Monday, November 25, 1:30 p.m.

Discussion Item, Presenter: MaryAltman, Joe Holladay

Transportation & Public Works Consent Item

Tuesday, November 26, 9:30 a.m.

Zoning & Planning Committee

Tuesday, November 26, 1:30 p.m.

Discussion Item, Presenter: MaryAltman, Joe Holladay

Public Safety & Regulartory Services

Wednesday, November 27, 1:30 p.m.

Consent Item

Friday, December 13, 9:30 a.m.

Full Council

Ostrow and Biernat

RESOLUTION

Establishing and Arts District in Northeast Minneapolis Arts District as Recommended by the Minneapolis Arts Commission on November 20, 2002.

Whereas empty warehouse and factory spaces in Northeast Minneapolis have become the working homes to hundreds of local Minneapolis artists over the last ten years; and

Whereas economic figures indicate that the arts are a sound City investment, because they support tourism, promote quality of life, and attract businesses; and

Whereas, Northeast Minneapolis artist spaces have become threatened, with changes in the economy and an increase in local value and opportunities for commercial, retail and mixed-use development; and

Whereas the Northeast Minneapolis Arts Association (NEMAA), a vital organization serving the needs of Northeast artists, had the vision and forethought to develop a plan for maintaining the area in the long-term as an arts community; and

Whereas through NEMAA's leadership and the services of Jerry Allen and Associates, nationally-recognized consultants, a compelling and thoughtful Arts Action Plan was created; and

Whereas the creation of this plan was also generously supported by the McKnight Foundation, Shamrock Properties, Hilicrest Development, Wells Fargo Bank and General Mills; and

Whereas this Arts Action Plan is the first phase of an at least fifteen-year plan with the central aim to stimulate economic revitalization through cultural revitalization;

Now, Therefore, Be It Resolved that The City Council of The City of Minneapolis:

Establishes the Northeast Arts District within in the area from Central Avenue N.E. to Marshall Street N.E., and from 26th Avenue N.E. to Broadway Avenue, with Arts Zones of highest artist concentration and cultural activity;

Be It Further Resolved that the City Council directs the Minneapolis Arts Commission and the Cultural Affairs Division of the Planning Department to incorporate strategies for supporting the Northeast Arts District, as described in

the Arts Action Plan, into the City of Minneapolis Plan for Arts and Culture and the Minneapolis Comprehensive Plan, particularly strategies with regard to public art and grants and loans for art spaces;

Be It Further Resolved that the City Council directs the Planning and Inspections Departments to create a definition of an "arts overlay district" and identify development incentives, building code implications and public education strategies, as described in the Arts Action Plan, for developing such districts;

Be It Further Resolved that the City Council directs the Department of Public Works to work with NEMAA on a signage strategy and image for the Arts District that is allowable within the public right of way;

Be it Further Resolved that the City Council directs all of these departments to work closely with NEMAA and to gather community input during this process;

Be It Further Resolved that the City Council directs all of these Departments to identify the financial implications of these strategies for establishing the Arts District;

Be it Further Resolved that the City Council directs all of these Departments to identify the City-wide implications for establishing the Arts District;

Be It Further Resolved that the City Council directs all of these Departments to report back to the Minneapolis City Council on these issues and next steps by July of 2003.

City of Minneapolis Fire Department



City of Minneapolis

District 1 Inspector (Downtown) (612) 673-3151

District 2 Inspector (South and West) (612) 673-3249

District 3 Inspector (South and East) -(612) 673-3248

District 4 Inspector (North and Northeast) (612) 673-2515

> Fire Alarms (612) 673-3271

Hazardous Materials (612) 673-3273

High Rises (612) 673-3278

Plan Review (612) 673-3292

Sprinklers (612) 673-3472



Fire Prevention Bureau

350 South 5th Street, Room 230, Minneapolis, MN 55415-1387 (612) 673-2546 Fax (612) 673-2828

Thomas Deegan, Fire Marshal (612) 673-3270

Temporary Assembly or Amusement Occupancies

Date: August 7, 2001; February 5, 2003 Approved: Fire Marshal Thomas Deegan

PURPOSE

It is the intent of this policy to provide an administrative process for alternative methods to conduct temporary assemblies. This policy provides guidelines referenced by the Minnesota State Fire Code, Minnesota State Building Code, Minneapolis Ordinance, and Life Safety Code 101.

The applicant may not proceed until ALL provisions of this policy are approved by the Minneapolis Fire Marshal in writing.

This policy includes the following sections:

- (1) Information Checklist
- (2) Requirements
- (3) Tents, Canopies, and Temporary Structures
- (4) Cooking Equipment Outdoors
- (5) City of Minneapolis Contacts

INFORMATION CHECKLIST

١.	Applicant name:											
	Telephone number:											
2.	Type of event:											
	Date and time:											
3.	Building address:											
4.	What is the building presently used for?											
5.	Expected number of occupants (at any one time):											
6.	Will liquor be served or food cooked or heated on the premises? ☐ Yes ☐ No											
7.	Will any candles or open flame be present? ☐ Yes ☐ No											
	If Yes, provide details:											
8.	Will compressed gases (helium, etc.) be present? ☐ Yes ☐ No											
	If Yes, specify type and quantity:											
9	. Will decorative materials or other materials or equipment be introduced to the building? Yes No											
	If Yes, provide details:											
1	0. Fireworks?											
1	1. Is there a sprinkler system in the building? ☐ Yes ☐ No											
1	2. Is there a fire alarm system in the building?											
	If Yes, specify type of system:											
1	13. Temporary seating? Yes No											
	14. A plan must be submitted for review. Plans are to be drawn to scale and are to include the following information:											
	 a) All areas to be used. b) All exits, including widths and door swing, etc. c) Location of tables and temporary seating. d) Location of all introduced equipment and materials. 											

REQUIREMENTS

The area to be used as the temporary assembly occupancy is to meet the Building Code requirements for a special amusement occupancy or meet the approval of the Chief.

The following shall be provided:

- 1. Exit signs
- 2. Emergency lighting
- 3. Portable fire extinguishers
- 4. Separation from hazards
- 5. Adequate exit system
- 6. Smoking is to be controlled, per Minnesota State Fire Code, Section 310
- 7. Telephone (for emergency communications)

When the following systems are required by the Building Code, but not provided in the building, the Chief may require a fire watch:

- 1. Sprinkler system
- 2. Fire alarm system

When any of the following are introduced to the temporary occupancy, the Chief may require a fire watch:

- 1. Candles, open flame, or cooking equipment
- 2. Decorative materials or equipment
- 3. Fireworks
- 4. Flammable and combustible liquids or other hazardous materials
- 5. Obstruction of exits

TENTS, CANOPIES, AND TEMPORARY STRUCTURES

Tents, canopies, and temporary structures shall meet requirements of Chapter 24 of the Fire Code.

Plans and information containing the following are to be submitted to this department at least three (3) weeks before the event:

- 1. Site plan showing the following (Section 2403):
 - a) Location of the structure relative to streets, alleys, buildings, property lines, parking, cooking and heating equipment and other tents or structures.
 - b) Identification of the nearest street intersection
- 2. Floor plan of each tent, showing the following:
 - a) Exits and exit signs (Section 2410)
 - b) Emergency lighting (Section 2410)
 - c) Temporary seating (Section 2409/ Chapter 10)
 - d) Cooking equipment (Section 2411)
 - e) Size (floor area)
 - f) Portable fire extinguishers (Section 2407)
- 3. Documentation of:
 - a) Flame retardant material or flame retardant treatment (Section 2406)
 - b) Structural stability (Sections 2404, 2405)

COOKING EQUIPMENT OUTDOORS

- If cooking equipment will be used outdoors as part of a temporary assembly or amusement occupancy, scale and/or dimensioned drawings are to be submitted for review. The drawings are to show the following: streets, alleys, sidewalks, buildings, vehicle parking, tents, and temporary structures.
- 2. Cooking booths and propane tanks are to be located at least 10 feet from buildings.
- 3. Each cooking booth is to have at least one (1) portable fire extinguisher with a minimum of 40B rating with either sodium bicarbonate or potassium bicarbonate.
- 4. Propane tanks are to be at least 10 feet from streets, alleys, tents, and parking.
 - Individual propane tanks are not to exceed 500-gallon capacity and are to be secured from tampering and mechanical damage.
 - Refilling or changing tanks is to take place only during event off-hours.
 - Permits are required for use and storage of propane. To obtain a permit application, contact the Minneapolis Fire Department at (612) 673-3288.
- 5. Requirements may be altered with approval from the Fire Marshal.

Note: If you have questions regarding food safety requirements, contact Food Safety at (612) 673-3693.

CITY OF MINNEAPOLIS CONTACTS

Activity	<u>Department</u>	<u>Phone</u>
Amplified music	Environmental	(612) 673-2170
Amusement rides		
Beer and liquor sales	Health	(612) 673-2301
Block events		
Christmas trees		
Compressed gas (e.g., helium)		
Fireworks - Indoor		
Fireworks - Outdoor		
Flammable and combustible liquids removal		
Food sales		
Hydrant use		
LP gas (e.g., propane), temporary use	Fire - Permits	(612) 673-3288
Open flames and candles	Fire	(612) 673-2546
Parades		
Parking		
Recreational fires		
Special Council permits		
Street use or barricading	Traffic Control	(612) 335-5932
Temporary sanitation	Health	(612) 673-2301
Tents, canopies, and temporary structures	Fire	(612) 673-2546
Traffic control		
Traffic control	I fairle Contact	(31-)

SUMMARY OF RESPONSIBLE CITY PARTIES

PISCAL T	EAR 2002/03	Responsible City Agency									
Strategy	Details	Initiation	Cultural Affairs		Zoning	Inspect.	Fire	MCDA	Public Works	Council Pres.	Attny
1.7	Recruit and cultivate	Immediate	√							√	
2.1	ppuloco ioi dii	Immediate									
1.1.	Pursue City legislation to officially designate the district	Fall, 2002									
3 1	Create a City Cultural										

FISCAL YEAR 2003/04

FISCAL T	EAR 2003/04	Responsible Agency									
Strategy	Details	Initiation	Cultural Affairs	Arts Comm.	Zoning	Inspect.	Fire	MCDA	Public Works	Council Pres.	Attny
1.6	Create a concentration of public art – both permanent and temporary – in the Arts District	Fall, 2003	V								
6.1	Allow for easy temporary use permits for performances and exhibitions in NE properties	Spring, 2004					$\sqrt{}$				
6.2		Spring, 2004									
6.3	Ensure that property owners desiring to upgrade one or more of their buildings' systems are not required to bring every system up to code	Spring, 2004				√					

FISCAL YEAR 2004/05

FISCAL Y	Responsible Agency										
Strategy	Details	Initiation	Cultural Affairs	Arts Comm.	Zoning	inspect.	Fire	MCDA	Public Works	Council Pres.	Attny
3.2	Amend he Minneapolis Plan The community to include the City Cultural Plan should include recommendations on new language for the existing Culture and Leisure component of the Minneapolis Plan	·	V	√_							
1.2	Develop graphics and signage system to establish identity of district Develop a program of	Fall, 2004							√ _		
2.4	grants and loans for arts space rehabilitation through MCDA with the trust	Spring, 2005	j								